

Docket No.: BTHT-6086(1) US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Lorraine Peddada et al. )  
Application No.: 09/081,926 )  
Filing Date: 20-May-1998 )  
Patent No.: 6,063,563 )  
Issue Date: 16-May-2000 )  
Re-Exam Control No.: 90/009,324 )  
Title: Method of PCR Testing of Pooled Blood Samples )

Mail Stop "Ex-Parte Reexam"  
Attn: Central Reexamination Unit  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CORRECTION**

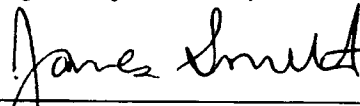
Dear Sir:

Applicant respectfully submits a new Power of Attorney and Statement Under 37 CFR 3.73(b) to replace the documents submitted on January 6, 2009. The current documents submitted herewith reflect the correct Chain of Title from the inventors to Assignee (Baxter International Inc.). Applicant respectfully requests that the new Power of Attorney and Statement Under 37 CFR 3.73(b) be made of record.

Respectfully submitted,

feb. 5, 2009

DATE

  
James D. Smith  
Associate General and Chief IP Counsel  
Baxter International Inc.  
Registration No. 33,036

JDS/echang  
BAXTER INTERNATIONAL INC.  
ONE BAXTER PARKWAY  
DEERFIELD, IL 60015  
Tel : 847.948.4884

Re: Reexamination Control No. 90/009,324  
US Patent No.: 6,063,563  
Issue Date: 16-May-2000  
US Patent Application No.: 09/081,926  
Filing Date: 20-May-1998  
Title: Method for PCR Testing of Pooled Blood Samples

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**Attention: Central Reexamination Unit**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

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STATEMENT UNDER 37 CFR 3.73(b)  
CHAIN OF TITLE - SUPPLEMENTAL SHEET

4. From: ALPHA THERAPEUTIC CORPORATION  
To: BAXTER INTERNATIONAL INC. and BAXTER HEALTHCARE S.A.  
The document was recorded in the United States Patent and Trademark Office at  
Reel/Frame: 016686/0503
5. From: ALPHA THERAPEUTIC CORPORATION  
To: BAXTER INTERNATIONAL INC.  
The document was recorded in the United States Patent and Trademark Office at  
Reel/Frame: 021570/0431

Print Form

PTO/SB/81 (11-08)  
Approved for use through 11/30/2011. OMB 0651-0035  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**POWER OF ATTORNEY  
OR  
REVOCATION OF POWER OF ATTORNEY  
WITH A NEW POWER OF ATTORNEY  
AND  
CHANGE OF CORRESPONDENCE ADDRESS**

Application Number	09/081,926 (Re-Exam Control No. 90009324)
Filing Date	20-May-1998
First Named Inventor	LORRAINE PEDDADA
Title	Method of PCR Testing of Pooled Blood Samples
Art Unit	1653
Examiner Name	Joyce Tung
Attorney Docket Number	8TMT-0086(1) US (formerly T126 7002)

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.

OR

☐ I hereby appoint Practitioner(s) associated with the following Customer Number as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith:

OR

☒ I hereby appoint Practitioner(s) named below as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith:

Practitioner(s) Name	Registration Number
PATRICK S. EAGLEMAN	44,665
PETER D. WEINSTEIN	43,251
JOHN W. PECK	44,284
JOEL A. KAUTH	41,886

Please recognize or change the correspondence address for the above-identified application to:

☐ The address associated with the above-mentioned Customer Number.

OR

☒ The address associated with Customer Number:

44444

OR

☐ Firm or  
Individual Name

Address

City

State

Zip

Country

Telephone

Email

I am the:

☐ Applicant/Inventor.

OR

☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) (Form PTO/SB/98) submitted herewith or filed on \_\_\_\_\_

**SIGNATURE of Applicant or Assignee of Record**

Signature		Date	Feb. 5, 2009
Name	JAMES D. SMITH	Telephone	+1 (847) 948-4884
Title and Company	Associate General & Chief IP Counsel, Baxter International Inc.		

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450.

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

Copied from 90009324 on 03/30/2009

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: BAXTER INTERNATIONAL INC.

Application No./Patent No.: 09/081,926 (US Patent # 6,063,563) Filed/Issue Date: 20-May-1998 (issued 16-May-2000)

Titled: Method of PCR Testing of Pooled Blood Samples

BAXTER INTERNATIONAL INC., a Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest in;
2. ☐ an assignee of less than the entire right, title, and interest in  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %); or
3. ☐ the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made)
- the patent application/patent identified above, by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy therefore is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Andrew Conrad To: ALPHA THERAPEUTIC CORPORATION

The document was recorded in the United States Patent and Trademark Office at  
Reel 016630, Frame 0584, or for which a copy thereof is attached.

2. From: Lorraine Peddada & Charles Heldebrant To: ALPHA THERAPEUTIC CORPORATION

The document was recorded in the United States Patent and Trademark Office at  
Reel 016630, Frame 0581, or for which a copy thereof is attached.

3. From: Peter Schmid To: ALPHA THERAPEUTIC CORPORATION

The document was recorded in the United States Patent and Trademark Office at  
Reel 016630, Frame 0604, or for which a copy thereof is attached.

☒ Additional documents in the chain of title are listed on a supplemental sheet(s).

☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature

JAMES D. SMITH

Printed or Typed Name

Date

Feb. 5, 2009  
Associate General &  
Chief IP Counsel

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggest changes should be sent to the Office of Management and Enterprise Services, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450 A.

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Attn: Central Reexamination Unit

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR §1.10**

Dear Sir or Madam:

I hereby certify that the following documents:

- 1) Request for Correction (1 page);
- 2) PTO/SB/81 (1 page);
- 3) PTO/SB/96 (1 page);
- 4) Supplemental Sheet for Statement Under 37 CFR 3.73(b); and
- 5) Return postcard

are being deposited with the U.S. Postal Service as Express Mail, Label No.

**EM 198 421 626 US** in an envelope addressed to Mail Stop "Ex-Parte Reexam", Attn: Central Reexamination Unit, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **February 6, 2009**.

Respectfully submitted,

By   
Eva W. Chang

Baxter Healthcare Corporation  
One Baxter Way, Law Department  
Westlake Village, CA 91362